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ASSOCIATION,
in its capacity as Indenture Trustee

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

FINISAR CORPORATION,,
Plaintiff,
v.

U.S. BANK TRUST NATIONAL
ASSOCIATION, a national banking association,
not in its individual capacity, but solely in its
capacity as Indenture Trustee in behalf of all
Holders of Finisar Corporation's 5¼%
Convertible Subordinated Notes due 2008, 2½%
Convertible Senior Subordinated Notes due 2010,
and 2½% Convertible Subordinated Notes due
2010, and DOES 1 through 10, inclusive,

Defendants.

DEFENDANT U.S. BANK TRUST NATIONAL ASSOCIATION'S CERTIFICATION OF INTERESTED
PARTIES OR PERSONS PURSUANT TO CIVIL LOCAL RULE 3-16

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NORTHERN DISTRICT OF CALIFORNIA

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Case No.

DEFENDANT U.S. BANK TRUST
NATIONAL ASSOCIATION'S
CERTIFICATION OF
INTERESTED PARTIES OR
PERSONS PURSUANT TO CIVIL
LOCAL RULE 3-16

ORIGINAL

1 U.S. Bank Trust National Association ("U.S. Bank") does not have a direct financial stake
2 in the outcome of this litigation. U.S. Bank is acting in a representative capacity as indenture
3 trustee on behalf of the holders of the: (a) 5¼% Convertible Subordinated Notes of Finisar
4 Corporation due 2008 under that certain Indenture dated as of October 15, 2001; (b) 2½%
5 Convertible Subordinated Notes of Finisar Corporation due 2010 under that certain Indenture
6 dated as of October 15, 2003; and (c) 2½% Convertible Senior Subordinated Notes of Finisar
7 Corporation due 2010 under that certain Indenture dated as of October 12, 2006. The indentures
8 are jointly referred to as the "Indentures," and the obligations are collectively referred to as the
9 "Notes."

10 As indenture trustee, U.S. Bank is not required to maintain a list of the beneficial owners
11 of the Notes. Instead, U.S. Bank maintains a list of the registered holders of the Notes. In light of
12 the foregoing and pursuant to Civil L.R. 3-16, the undersigned certifies as follows:

13 1. The registered holder of the 5¼% Convertible Subordinated Notes of Finisar
14 Corporation is Cede & Co., or such other nominee as requested by the Depository Trust
15 Company;

16 2. The registered holder of the 2½% Convertible Subordinated Notes of Finisar
17 Corporation is Cede & Co., or such other nominee as requested by the Depository Trust
18 Company;

19 3. The registered holder of the 2½% Convertible Senior Subordinated Notes of
20 Finisar Corporation is Cede & Co., or such other nominee as requested by the Depository Trust
21 Company; and

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1 4. During the course of administering its duties, U.S. Bank is contacted by certain
2 persons and entities who may beneficially own the Notes or are authorized representatives of
3 beneficial holders of the Notes. On information and belief, the following entities may be
4 beneficial holders of the Notes, or authorized to act on behalf of a beneficial holder of the Notes:

- 5 1. Tennenbaum Capital Partners, LLC;
- 6 2. Aristeia International Limited;
- 7 3. Aristeia Partners LP;
- 8 4. Arpeggio Fund;
- 9 5. Calamos Market Neutral Fund – Calamos Investment Trust;
- 10 6. CNH CA Master Account, L.P.;
- 11 7. CSV Limited;
- 12 8. Encore Fund LP;
- 13 9. Fore Convertible Master Fund Ltd.;
- 14 10. Fore ERISA Fund Ltd.;
- 15 11. Fore Multi Strategy Master Fund Ltd.;
- 16 12. FGO Master Fund Ltd.;
- 17 13. Fortissimo Fund;
- 18 14. IMF Converts;
- 19 15. Man Mac 1 Limited;
- 20 16. Rhapsody Fund; and
- 21 17. Wolverine Asset Management.

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U.S. BANK TRUST CERT OF INT PARTIES

1 Other than as set forth above, the undersigned does not know of any holders of the Notes,
2 which may include persons, associations of persons, firms, partnerships, corporations (including
3 parent corporations) or other entities, which (i) have a financial interest in the subject matter in
4 controversy or in a party to the proceeding, or (ii) have a non-financial interest in that subject
5 matter or in a party that could be substantially affected by the outcome of this proceeding.

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7 Dated: August 6, 2007

MORRISON & FOERSTER LLP

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9 D. ANTHONY RODRIGUEZ
10 EVA K. SCHUELLER

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11 MICHAEL B. FISCO
12 ABBY E. WILKINSON

13 By 
14 D. Anthony Rodriguez

15 Attorneys for Defendant,
16 U.S. BANK TRUST NATIONAL
ASSOCIATION, in its capacity
as Indenture Trustee